PATENT

Docket No. <u>1043-002us</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Aferzon

Serial No.

TBA

Group Art Unit: TBA

Filed

: December 21, 2004

Examiner: Not yet assigned

For

: SPINAL SUPPORT COUPLING DEVICE

INFORMATION DISCLOSURE STATEMENT

Mail Stop DD Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§1.56, 1.97 and 1.98. The items listed on Form PTO-1449, a copy of which is enclosed, may be deemed to be pertinent to the above-identified application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items and to independently ascertain their teaching.

1. [] For each of the following items listed on the enclosed copy of Form PTO-1449 that is not in the English language, an English language translation of that item or a portion thereof or a concise explanation of the relevance of that item is enclosed:

A:

B:

2. [] For each of the following items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a concise explanation of the relevance of that item is incorporated in the specification of the above-identified application.

3. []Any copy of the items listed on the enclosed copy of Form P1O-1449 that i	s not enclosed with this
Information Disclosure Statement was previously cited by or submitted to the Pat	ent and Trademark Office in the
prior [] Continuation, [] Divisional or [] Continuation-In-Part application und	ler 37 C.F.R. §1.60, U.S. Serial
No, filed	

4. [X]No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:

[] 37 C.F.R. §1.97(b)(1), within three months of the filing date of the above-identified application.

[X] 37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491 in an international application.

[] 37 C.F.R. §1.97(b)(3), before the mailing date of a first Office action on the merits.

5. [] No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c), after the period specified in paragraph 4 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action), and is accompanied by one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below.
6. [] A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c), after the period specified in paragraph 4 above but before the mailing date of a final action or a notice of allowance (where there has been no prior final action):
[]A check in the amount of \$200.00 is enclosed in payment of the fee.
[] Charge the fee to Deposit Account No. 19-2825. Order No A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
7. [] A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(d), after the mailing date of a final action or a notice of allowance, whichever comes first, but before payment of the issue fee, and is accompanied by:
a. one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below; and
b. the attached petition requesting consideration of this Information Disclosure Statement; and
c. the fee due under 37 C.F.R. §1.17(i)(1) which is paid as set forth in paragraph 10 below.
8. [] A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in compliance with:
a. [] 37 C.F.R. §1.313(b)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition To Withdraw Application From Issue;
b. [] 37 C.F.R. §1.313(b)(5), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition To Withdraw Application From Issue.
c. The fee due under 37 C.F.R. §1.17(i)(1) is paid as set forth in paragraph 10 below.
9. [] I hereby certify that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
[] I hereby certify that no item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in §1.56® more than three months prior to the filing of this Information Disclosure Statement.

10. [] A check in the amount of \$130.00 is enclosed in payment of the fee due under 37 C.F.R. §1.17(i)(1).

10/519423

JT12 Rec'd POA/PTO 23 DEC 2004

[X] The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 19-2825. Order No.1043-002us.

Respectfully submitted,

SOFER & HAROUN, L.L.P.

Dated: 128/04

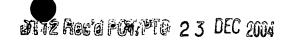
Joseph Sofer

Reg. No. 34,438

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Fax: (212) 697-3004



Sheet <u>1</u> of <u>1</u>

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT									APPLICANT Aferzon					
(Use several sheets if necessary)							ecess	sary)	FILING DATE December 21, 2004	GROI TBA	GROUP TBA			
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.